

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PUBLIC SERVICES – Education(SE) Department – Sri K.V.S.Chowdary,
Retired Deputy Director of Adult Education, Karimnagar District – Departmental
Proceedings under Rule 9 of Andhra Pradesh Revised Pension Rules, 1980 –
Articles of Charges – Issued.

EDUCATION(SE.VIG.II & COORDN.)DEPARTMENT

G.O.Rt.No. 239

Dated:03-04-2009

Read the following:

- 1) From the Director, Adult Education, AP, Hyderabad, Lr.Rc.
No.5064/A1/DAE/2006, Dated.12-11-2008 & 28-02-2009.
2) G.O.Ms.No.50, Education(SE.Vig.II & Coordn.)Deptt.,
Dated.03-04-2009.

X-X-X

ORDER:

In pursuance of the sanction accorded by the Government under sub-clause(i) of clause(b) of sub-rule (2) of Rule 9 of the Andhra Pradesh Revised Pension Rules, 1980 for instituting departmental proceedings against Sri K.V.S.Chowdary, Retired Deputy Director of Adult Education, Karimnagar District vide G.O.2nd read above, it is proposed to hold an enquiry against the said Sri K.V.S.Chowdary in accordance with the procedure laid down in Rule 20 of the A.P.C.S.(CC&A) Rules, 1991.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charge(Annexure-I). A statement of the imputations of misconduct or misbehaviour in support of each article of charge is enclosed(Annexure-II). A list of documents by which, and a list of witnesses by whom, the articles of charge are proposed to be sustained are also enclosed(Annexure-III & IV).

3. Sri K.V.S.Chowdary, Retired Deputy Director of Adult Education is directed to submit within 10 days of the receipt of this memorandum, a written statement of his defence and also to state whether he desired to be heard in person.

4. He is informed that an inquiry will be held only in respect of those articles of charges are not admitted. He should, therefore specifically admit or deny each article of charge.

5. Sri K.V.S.Chowdary, is further informed that if he does not submit his written statement of defence on or before the date specified in para 3 above, or does not appear in person before the inquiring authority or otherwise fails or refuses to comply with the provisions of Rule 20 of the A.P.C.S.(CC&A) Rules, 1991 or the orders/directions issued in pursuance of the said rules, the inquiring authority may hold the inquiry against him exparte.

(p.t.o)

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6. The receipt of this G.O. may be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

J.C.SHARMA,
SECRETARY TO GOVT.(PE&SSA).

To
Sri K.V.S.Chowdary, Retired Deputy Director of Adult Education, Karimnagar
District through the Director, Adult Education, AP, Hyderabad.
The Director of Adult Education, AP, Hyderabad.
Sf/Sc.

//Forwarded::By order//

Section Officer

ANNEXURE-I

Statement of Articles of charges framed against Sri K.V.S.Chowdary, Retired, Deputy Director of Adult Education, Karimnagar District.

Article of Charge-I:

That Sri K.V.S.Chowdary, while working as Deputy Director of Adult Education, Karimnagar district during the year 2003-04 he has deviated the guidelines and instructions of the Director, Adult Education, AP, Hyderabad in utilizing the grants released by the Government of India under the scheme of Continuing Education Programme and incurred entire grant towards purchase of books ignoring the other components like replacement of material in Continuing Education Centres. He has also diverted the provisions under Kerosene charges and office expenses towards purchase of Charts, Registers, Carrom Boards.

Article of Charge-II:

That the said Sri K.V.S.Chowdary while working as Deputy Director of Adult Education, Karimnagar district during the year 2004-05 he has deviated the guidelines and instructions of the Director, Adult Education, AP, Hyderabad in utilizing the grants released by the Government of India under the Continuing Education Programme and incurred the entire grant towards purchase of books ignoring the other components replacement of material in Continuing Education Centres.

Thus Sri K.V.S.Chowdary by his above mentioned acts has exhibited lack of integrity devotion to duty and conduct unbecoming of a Government servant and thereby contravened Rule 3 of the A.P.C.S.(Conduct) Rules, 1964.

J.C.SHARMA,
SECRETARY TO GOVT.(PE&SSA).

Section Officer

ANNEXURE-II

Statement of imputations of misconduct or misbehaviour in support of the articles of charge framed against Sri K.V.S.Chowdary, Retired, Deputy Director of Adult Education, Karimnagar District.

Article-I:

During his tenure as Deputy Director of Adult Education/Secretary, ZSS, Karimnagar, the Government of India released an amount of Rs.1,53,67,000/- towards first instalment of 2nd year CE Grants vide Government of India Lr.No. 1-10-7/2003-AE.3, Dt.24-06-2003 for and Rs.1,31,94,736/- as second installment of 2nd year vide Government of India Lr.No.F10-7/2003, Dt.10-10-2005. These amounts were released to the ZSS, Karimnagar vide DAE's Procs. Rc. No. 2500/B2/DAE/2003, Dt.22-12-2003 along with guidelines for incurring expenditure.

The following provisions were made in the above grant.

1.	CEC maintenance, purchase and replacement of literacy material and equipment.	--	16,00,200
2.	NCEC maintenance, purchase and replacement of literacy material and equipment.	--	1,58,750
3.	NCECs Book	--	3,07,500
TOTAL:			----- -- 20,75,450 -----

2. He proposed the files for purchase of books and purchase of certain material i.e., sports material, maps and charts, Gas lights and Registers on 07-01-2004. An amount of Rs.13,60,558/- and Rs.4,61,054/- was paid to the publishers towards purchase of books. Thus an amount of Rs.18,21,612/- was utilized for purchase of books. He has proposed to utilize the entire amount of grant for books only but it was not meant only for books and it related to all non-recurring items i.e., purchase and replacement of equipment, sports material, maps and charges.

3. Sri K.V.S.Chowdary while working as Deputy Director had proposed to utilize Kerosene charges Rs.4,44,500/- and office expenses Rs.6,66,750/- under CECs and Kerosene charges Rs.82,550/- and office expenses of Rs.1,58,750/- under NCEC for purchase of Gas lights, play material and registers. The following are the irregularities.

4. Sri K.V.S.Chowdary while working as Deputy Director of Adult Education, Karimnagar had proposed (on 13-02-2004) to procure this material through tenders or released to CE Committees. On the advice of the District Collector, the Joint Collector directed the DDAE to verify from other districts where the funds are released and has the funds are spent and also centralized or decentralized. Sri K.V.S.Chowdary has furnished a note that, the ZSS, Guntur and Prakasam had called for the tenders and money can be released to the CE Committees. The District Collector agreed the proposal. Tenders were called for and rates were finalized and rates were fixed. Sri K.V.S.Chowdary proposed that

the tenderers requested the purchase committee to make centralized payments. Accordingly, the following payments were made at ZSS level.

1.	Charts	--	7,23,900
2.	Registers	--	1,27,200
3.	Carrom Boards		3,47,472

TOTAL: 11,98,572

5. As per the guidelines issued by the Director of Adult Education vide DAE's Procs.Rc.No.2500/B2/DAE/203, Dt.22-12-2003, the Deputy Director of Adult Education should have released the provisions to the CE Committees which were intended to pay electricity or kerosene charges and to meet office expenses of CECs. But he had proposed these provisions for purchase of material, which is highly irregular. Further as per the AP School Education (Community Participation) Act, 1998, the purchases have to make at CEC level. The sports material, maps and charts etc., should have met from the provisions under "maintenance, purchase and replacement of material and equipment". But this provision was totally utilized for purchase of books and diverted the kerosene charges and office expenses of CECs. Further, as per procedure, the purchases should have made by the CE Committees only.

Article-II:

II Instalment of II nd Year

6. Under Continuing Education Programme the II nd installment of II nd year was sanctioned by the Government of India vide Lr.No.10-7/2003, Dt.10-10-2005 and released an amount of Rs.1,31,94,736/- to ZSS, Karimnagar vide DAE's Procs.Rc.No.5202/B2/DAE/2005, Dt.12-12-2005.

The following provisions were made in the above grant.

1.	CEC maintenance, purchase and replacement of literacy material and equipment.	--	16,00,200
2.	NCEC maintenance, purchase and replacement of literacy material and equipment.	--	1,58,750
3.	NCECs Book.	--	3,07,500

TOTAL: -- 20,75,450

7. Sri K.V.S.Chowdary while working as Deputy Director of Adult Education, Karimnagar district had proposed to utilize the entire amount of grant of Rs.20,75,450/- for purchase of books only but it was not meant only for purchase of books and it was meant to all non-recurring items i.e., purchase and replacement of equipment, sports material, maps and charts etc.

J.C.SHARMA,
SECRETARY TO GOVT.(PE&SSA).

Section Officer

ANNEXURE-III

List of Documents by which the articles of charges framed against Sri K.V.S.Chowdary, Retired Deputy Director of Adult Education, Karimnagar District are proposed to be sustained.

- 1) Inspection Report of O/o. Deputy Director of Adult Education/ZSS, Karimnagar district conducted in the month of July, 2006 covering the period from 19-11-2003 to 18-07-2006.

ANNEXURE-IV

List of witnesses by whom the articles of charges framed against Sri K.V.S.Chowdary, Retired Deputy Director of Adult Education, Karimnagar district.

- 1) Director of Adult Education, AP, Hyderabad.

J.C.SHARMA,
SECRETARY TO GOVT.(PE&SSA).

Section Officer